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8 **UNITED STATES DISTRICT COURT**
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10 **CENTRAL DISTRICT OF CALIFORNIA**
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12 J.R., a minor, by and through her
13 guardian ad litem, Janelle McCammack
14 *et al.*,

15 Plaintiffs,

16 v.

17 OXNARD SCHOOL DISTRICT, *et al.*,

18 Defendants.
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) Case No.: 2:17-cv-04304-JAK-FFM
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)

) **[PROPOSED] Order Granting**
) **Plaintiffs' Motion for Partial**
) **Summary Judgment**

) **Date: July 27, 2020**

) **Time: 8:30 a.m.**

) **Court: 10B**

First Street Courthouse

1 Plaintiffs A.E., M.L., and D.C, on behalf of themselves and the certified
2 class, have moved under Federal Rule of Civil Procedure 56 for an order for partial
3 summary judgment on Defendants’ liability for failing to develop and implement
4 effective “child find” policies and procedures that ensure that “[a]ll children . . . ,
5 regardless of the severity of their disabilities, and who are in need of special
6 education and related services, are identified, located, and evaluated.” 20 U.S.C. §
7 1412(a)(3)(A); see also 20 U.S.C. §§ 1412(a)(1), 34 C.F.R. §§ 300.111, 300.301–
8 11.

9 The motion was heard on July 27, 2020. Having considered the parties’
10 papers, the oral arguments of counsel, and the evidence presented, the Court
11 hereby concludes that no genuine dispute of material fact exists as to Plaintiffs’
12 claim that Defendants violated the Individuals with Disabilities in Education Act
13 and that Plaintiffs are entitled to summary judgment on Defendants’ liability as a
14 matter of law.

15 Therefore, IT IS HEREBY ORDERED as follows:

16 The Court grants Plaintiffs’ Motion for Partial Summary Judgment as to
17 Defendants’ liability for failing to develop and implement effective “child find”
18 policies and procedures in violation of the Individuals with Disabilities in
19 Education Act and its implementing regulations. The Court will schedule a
20 hearing at a subsequent date to consider appropriate remedial mechanisms.

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22 IT IS SO ORDERED.

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24 DATED: _____

25 The Honorable John A. Kronstadt
26 UNITED STATES DISTRICT JUDGE
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